

10/585311
AP20 Rec'd PCT/PTO 06 JUL 2006

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q95733

Koichi TAKEDA, et al.

Appln. No.: National Stage of PCT/JP2005/000064

Confirmation No.: Not yet assigned

Group Art Unit: Not yet assigned

Filed: July 6, 2006

Examiner: Not yet assigned

For: PROPOFOL-CONTAINING FAT EMULSION PREPARATION

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, along with a copy of the corresponding Communication from a Foreign Patent Office, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office

10/585311

APPLICANT PCT/JP/000064 06 JUL 2006

INFORMATION DISCLOSURE STATEMENT
U.S. Appln. No.: National Stage of PCT/JP2005/000064
Attorney Docket No. Q95733

Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a Communication from a foreign patent office in a counterpart application citing such documents (International Search Report for PCT/JP2005/000064 dated February 15, 2005), together with an English-language version (if not already included) of at least that portion of the Communication indicating the degree of relevance found by the foreign patent office.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

Gordon Kit
Registration No. 30,764

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE
23373
CUSTOMER NUMBER

Date: July 6, 2006

| | | | |
|---|---|--------------------------|--|
| Substitute for Form 1449 A & B/PTO | | <i>Complete if Known</i> | |
| <u>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</u> | | Application Number | National Stage of PCT/JP200570006 110005311 |
| (use as many sheets as necessary) | | Confirmation Number | Not yet assigned |
| | | Filing Date | July 6, 2006 |
| | | First Named Inventor | Koichi TAKEDA |
| | | Art Unit | Not yet assigned |
| | | Examiner Name | Not yet assigned |
| Sheet | 1 | of | 1 |
| | | Attorney Docket Number | Q95733 |

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

NON PATENT LITERATURE DOCUMENTS

Examiner Signature _____ **Date Considered** _____

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or follow the hyperlink from the title of the document to the intranet. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Attachment is indicated by "if English language translation is attached."

⁶ Applicant is to indicate here if English language Translation is attached.